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*Changes to legislation: There are currently no known outstanding effects for the Local Government etc. (Scotland) Act 1994, Paragraph 135. (See end of Document for details)*

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## SCHEDULE 13

### MINOR AND CONSEQUENTIAL AMENDMENTS

#### *The Roads (Scotland) Act 1984 (c.54)*

- 135 (1) The Roads (Scotland) Act 1984 shall be amended in accordance with this paragraph.
- (2) In section 9(1)(e) (supplementary orders relating to special roads)—
- (a) for “regional council”, in both places where it occurs, substitute “ local authority ”; and
  - (b) after “that”, where it secondly occurs, insert “ special road ”.
- (3) In section 55(3) (arrangements for provision of meals etc. on picnic sites), for “regional, islands or district council” substitute “ local authority ”.
- (4) In section 93(3)(a) (protection of road users from dangers near a road), for the words from “ratepayer” to “islands” substitute “ person, being a ratepayer or person liable to pay council tax within their ”.
- (5) In section 95(2) (recovery of expenses by road authority where contravention of section), the words “or by the district council” shall cease to have effect.
- (6) In section 97(6) (trading: meanings of certain expressions)—
- (a) in the definition of “relevant public market”, in paragraph (b), for “regional, islands, or district council” substitute “ local authority ”; and
  - (b) in the proviso to that definition, for “council”, in both places where it occurs, substitute “ local authority ”.
- (7) In section 113(1)(c) (transfer of property and liabilities in connection with special roads etc.), for “regional council” substitute “ local authority ”.
- <sup>F1</sup>(8) .....
- (9) In section 143(2)(a)(ii) (procedure for orders), after “section 8” insert “ 113A ”.
- (10) In section 151 (interpretation)—
- (a) in subsection (1)—
    - (i) in the definition of “local authority”, for “regional or islands council” substitute “ council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 ”;
    - (ii) in the definition of “maintenance”, in paragraph (b), for “an islands or district council” substitute “ a local authority ”;
    - (iii) in the definition of “roads authority”—
  - (A) for “regional or islands council” substitute “ council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 ”; and
  - (B) for “council”, where it secondly occurs, substitute “ local authority ”;
  - <sup>F2</sup>(iv) .....
  - <sup>F2</sup>(v) .....
  - (b) in subsection (3)(c), for “an islands or district council” substitute “ a local authority ”.
- (11) In Schedule 1 (procedures for making or confirming certain orders and schemes)—

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- (a) in paragraph 3, in the Table—
- (i) in entry (i), in column 2, for the words from “The council” to “in which” substitute “ Every local authority in whose area ”;
  - (ii) in entry (iii), in column 2, for the words from “The council” to “district” substitute “ Every local authority ”;
  - (iii) in entry (v), in column 2, for the words from “The council” to “which” substitute “ Every local authority in whose area ”; and
  - (iv) in entry (vii), in column 2, for the words from “The council” to “which” substitute “ Every local authority in whose area ”; and
- (b) in paragraph 10(a), for the words from “the council” to “district” substitute “ every local authority ”.

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#### **Textual Amendments**

- F1** Sch. 13 para. 135(8) repealed (1.4.2002) by 2002 asp 3, s. 71, **Sch. 7 para. 23(g)(x)** (with s. 67); S.S.I. 2002/118, **art. 2(3)**
- F2** Sch. 13 para. 135(10)(a)(iv)(v) repealed (1.4.2002) by 2002 asp 3, s. 71, **Sch. 7 para. 23(g)(x)** (with s. 67); S.S.I. 2002/118, **art. 2(3)**

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